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OFFICE OF PETITIONS

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| In re Application of | : | |
| Eduardo J. Moura | : | |
| Application No. 08/697,080 | : | ON PETITION |
| Filed: August 20, 1996 | : | |
| Attorney Docket No. 0733MH-42371 | : | |

This is a decision on the petition under 37 CFR 1.137(b), filed July 26, 2004, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

A grantable petition under 37 CFR 1.137(b) must be accompanied by: (1) the required reply, unless previously filed; (2) the petition fee as set forth in 37 CFR 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required by 37 CFR 1.137(c). Where there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 was unintentional, the Commissioner may require additional information. See MPEP 711.03(c)(III)(C) and (D). The instant petition lacks item(s) (1).

A Notice of Allowance was mailed to applicant on February 10, 2003, setting a three-month statutory period within which to submit the issue fee and corrected drawings. Since no reply was received, the application became abandoned on May 11, 2003.

The issue fee has been received. However, corrected drawings as required by the Notice of Allowability have not. In view thereof, the application cannot be revived until such corrected drawings are received in the Office.

Further correspondence with respect to this matter should be addressed as follows:

By Mail: Mail Stop PETITION
 Commissioner for Patents
 Post Office Box 1450
 Alexandria, VA 22313-1450

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The centralized facsimile number is (703) 872-9306.

Telephone inquiries concerning this decision should be directed to the undersigned at (703) 306-3475¹.



Marianne E. Jenkins
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹ Effective September 27, 2004, the phone number will be changed to (571) 272-3223, as this is the date the Office of Petitions anticipates moving to the new USPTO facility in Alexandria, VA.